UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

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Plaintiff, v.		CASE NO. 16-12092 HON. MARIANNE O. BATTANI
COMMISSIONER OF SOCIAL SECURITY,		
Defendant.	/	

ORDER ADOPTING REPORT AND RECOMMENDATION AND GRANTING DEFENDANT'S MOTION FOR SUMMARY JUDGMENT AND DENYING PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT

Plaintiff Donna Gates brings this action pursuant to 42 U.S.C. § 405(g), challenging the final decision of the Commissioner denying her application for Disability insurance Benefits under Title II of the Social Security Act, 42 U.S.C. § 401 et seq., and Supplemental security Income Benefits under Title XVI, 42 U.S.C. § 1381 et seq. The case was referred to Magistrate Judge Patricia T. Morris pursuant to 28 U.S.C. § 636(b)(1)(B), to review the final decision.

The parties filed cross-motions for summary judgment. In a Report and Recommendation ("R&R") dated June 12, 2017, Magistrate Judge Morris recommended that Defendant's Motion for Summary Judgment be granted and that Plaintiff's motion be denied. In her R&R, the Magistrate Judge informed the parties that objections to the R&R needed to be filed within 14 days of service and that a party's failure to file objections would waive any further right of appeal. (Doc. No. 22 at 26).

Neither party filed an objection. Because no objection has been filed in this case,

the parties waived their right to de novo review and appeal. Moreover, this Court agrees

with the thorough analysis contained in the R&R.

Accordingly, the Court ADOPTS the Magistrate Judge's recommendation,

DENIES Plaintiff's Motion for Summary Judgment, **GRANTS** Defendant's Motion for

Summary Judgment, and AFFIRMS the Commissioner's decision.

IT IS SO ORDERED.

Date: July 31, 2017

s/Marianne O. Battani

MARIANNE O. BATTANI

United States District Judge

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Order was served upon counsel of record via the Court's ECF System to their respective email addresses or First Class U.S. mail to the non-ECF participants on July 31, 2017.

s/ Kay Doaks

Case Manager

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